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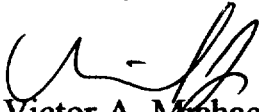
March 1, 1999

Magalie Roman Salas, Esquire  
Secretary  
Federal Communications Commission  
Room 222  
445 12th Street, S.W.  
Washington, DC 20554

Dear Ms. Salas,

Enclosed is an original and four copies of a Petition for Rule Making to amend the FM table of allotments for a new FM broadcast station for Hazelton, Idaho.

Sincerely,



Victor A. Michael Jr.  
President  
Mountain West Broadcasting  
6807 Foxglove Drive  
Cheyenne, Wyoming 82009

307-778-9318

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Before the  
**FEDERAL COMMUNICATIONS COMMISSION**  
 Washington, DC 20554

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In the matter of: )  
 )  
 Amendment of Section 73.202 (b) )  
 )  
 Table of Allotments )  
 )  
 FM Broadcast Stations )  
 )  
 (Hazelton, Idaho)

RM-\_\_\_\_\_

### **PETITION FOR RULE MAKING**

In this petition, Mountain West Broadcasting is hereby requesting to allot channel 232C3 (94.3 Mhz) to Hazelton, Idaho as its first local FM allotment.

### **INTRODUCTION**

1. This statement is a petition for rule making to allot FM channel 232C3 (94.3 Mhz) to Hazelton, Idaho and add it to the Commission's FM table of allotments, 73.202. The following will show the need for an FM channel and the effects the allotment of Channel 232C3 to Hazelton will have.

### **DISCUSSION**

2. Hazelton is located in South Central Idaho. It is also located within Jerome County, a county of some 15,138 persons. Hazelton has a population of 394 persons in accordance with the U.S. 1990 census.

3. The allotment of channel 232C3 to Hazelton will provide the first local broadcast facility to the community and/or the surrounding area. The closest FM allotment to Hazelton is located at Twin Falls, Idaho. Twin Falls is located 27 kilometers from Hazelton.

It is obvious that from the above spacing that Hazelton is presently without local FM service.

4. Hazelton would greatly benefit from an FM allotment due to the fact there is no AM or FM broadcast facilities within 27 Kilometers of Hazelton. Because of this, it would have an outlet for local self expression. Health and safety for the community would be increased due to having a local communications outlet for warning the Hazelton area of emergency conditions caused by severe weather or other health hazards.

5. Channel 232C3 can be allotted to Hazelton and meet all rules and requirements of the Commission. The instant proposal will not cause a change in the channel number or a deletion of any channel now appearing in the Commission's table of allotments 73.202.

	<u>Present</u>	<u>Proposed</u>
Hazelton, Idaho	-----	232C3

6. In accordance with 73.207 of the Commission's rules, "Minimum Distance Separations between Stations", all allotments on Channel 232C3 and the pertinent adjacent channels to 232C3 have been studied with the results listed in Figure 1 of this petition. The geographic coordinates used for the spacing

Study ( N 42 - 35' - 54", W. 114 - 07' - 54") are that of a site located within the community of Hazelton. No site restriction will be required to allot channel 232C3 to Hazelton. Many suitable transmitter sites are available to provide city grade coverage (3.16 mv/m or 70 dbu) to the entire community of Hazelton. These sites would also provide full minimum spacing requirements to other allotments.

### CONCLUSION

7. It has been shown that Hazelton would benefit from the allotment of channel 232C3. It has also been shown that channel 232C3 can be allotted to Hazelton and meet all rules regarding spacing from other stations. Considering these two facts, Mountain West Broadcasting hereby requests that the Federal Communications Commission institute a Rule Making proceeding to amend the Table of Allotments to include channel 232C3 for Hazelton, Idaho , 73.202.

8. Should channel 232C3 be allotted to Hazelton, I certify that I will file an application for a Construction Permit to operate an FM station for Hazelton, Idaho.

## **CERTIFICATION**

9. I certify that I have prepared or directly supervised the preparation of this entire Petition for Rule Making, and that the facts contained within are true to the best of my knowledge, information and belief, accurate and true.

Dated: March 1, 1999

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'V. Michael Jr.', with a stylized flourish at the end.

Victor A. Michael Jr.  
President  
Mountain West Broadcasting  
6807 Foxglove Drive  
Cheyenne, WY 82009

307-778-9318

MAPFM search of channel 232C3 (94.3 MHz), at N. 42 35 54, W. 114 7 54.

Searching Channel 232C3 (94.3 MHz):

CALL	CITY	ST	CHN	CL	S	DIST	SEPN	BRNG	CLEARANCE
ALC	Pocatello	ID	229	C	U	144.9	96.0	74.0°	48.9
KZBQ	Pocatello	ID	229	C	L	135.9	96.0	77.4°	39.9
ALC	Caldwell	ID	231	C	U	205.3	176.0	308.7°	29.3
KBXL	Caldwell	ID	231	C	L	205.3	176.0	308.7°	29.3
ALC	Logan	UT	233	C	U	195.4	176.0	113.5°	19.4
KVFX	Logan	UT	233	C	L	195.4	176.0	113.5°	19.4
ALC	Pocatello	ID	235	C	U	136.0	96.0	77.0°	40.0
KPKY	Pocatello	ID	235	C	L	136.0	96.0	77.0°	40.0

FIGURE 1  
HAZELTON, IDAHO  
MOUNTAIN WEST BROADCASTING